

RECEIVED
CENTRAL FAX CENTER

DEC 4 - 2007

LAW OFFICES
KILYK & BOWERSOX, P.L.L.C.
Intellectual Property Law

From the Desk of
LEONARD D. BOWERSOX

3603-E Chain Bridge Road
FAIRFAX, VA 22030

WARRENTON OFFICE
400 Holiday Court, Suite 102
Warrenton, Virginia 20186

Email: lbowersox@kbpattentlaw.com
Website: <http://www.kbpattentlaw.com>

TEL.: (703) 385-9888
FAC.: (703) 385-9719
(703) 385-9747

PLEASE DIRECT CORRESPONDENCE TO OUR FAIRFAX OFFICE

FACSIMILE TRANSMISSION COVER SHEET

DATE: December 4, 2007

TO: Mail Stop Missing Parts
U.S. Patent and Trademark Office
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

EXAMINER: To Be Assigned, Group Art Unit: To Be Assigned

RE: U.S. Patent Application No. 10/585,382
For: Method and Device for Detection of Nucleic Acid Sequences
Our Ref.: 5010-234-01

FROM: Leonard D. Bowersox 

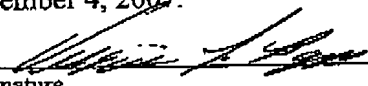
FAC. NO.: (571) 273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 7

Papers Filed Herewith: Transmittal Form (1 Page)
Response to Notification of Missing Requirements Under
35 U.S.C. 371 with Notice and Executed Declaration (5 Pages)

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on December 4, 2007.

Virginia J. Byers
Printed Name:


Signature

THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. This message may also be an attorney/client communication which is privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by calling us collect and return the original message to us at the above address by mail. Thank you.

RECEIVED
CENTRAL FAX CENTER

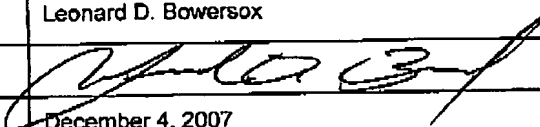
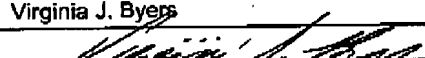
DEC 4 - 2007

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/585,382	
		Filing Date	January 12, 2005	
		First Named Inventor	Timothy G. GEISER	
		Group Art Unit	To Be Assigned	
		Examiner Name	To Be Assigned	
Total Number of Pages in This Submission		6	Attorney Docket Number	5010-234-01
ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Notification of Missing Requirements Under 35 U.S.C. 371 <input type="checkbox"/> Notice to File Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> After Allowance Communication to Group		
		<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Acknowledgement Postcard <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Executed Declaration		
		Customer No. 35411		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT				
Firm or Individual name	Leonard D. Bowersox			
Signature				
Date	December 4, 2007			
CERTIFICATE OF MAILING				
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on December 4, 2007.				
Type or printed name	Virginia J. Byers			
Signature		Date	December 4, 2007	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO :Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER
DEC 4 - 2007

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on December 4, 2007.

Virginia J. Byers

Name (Print)

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/585,382 Confirmation No.: 2864
Applicants : Timothy G. GEISER et al.
International Appl.
Filing Date: : January 12, 2005
TC/A.U. : To Be Assigned
Examiner : To Be Assigned

Attorney Docket No. : 5010-234-01
Customer No.: : 35411

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. §371

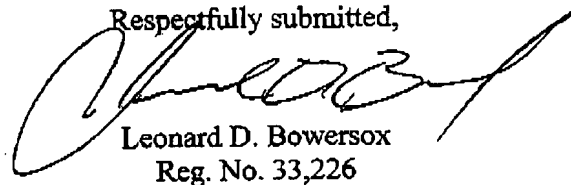
Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated November 28, 2007 (copy enclosed), enclosed for filing is an executed Declaration and Power of Attorney for the above-identified patent application.

The \$130.00 surcharge for late filing of the executed Declaration was submitted when the application was filed on July 6, 2006. It is our understanding that no additional fees are due at this time, however, in the event that any additional fees are due with this paper, please charge Deposit Account No. 50-0925.

Respectfully submitted,



Leonard D. Bowersox
Reg. No. 33,226

KILYK & BOWERSOX, P.L.L.C.
3603-E Chain Bridge Road
Fairfax, Virginia 22030
Tel.: (703) 385-9688
Fac.: (703) 385-9719

Enclosures: Copy of Notification of Missing Requirements Under 35 U.S.C. 371
Copy of Executed Declaration

RECEIVED
CENTRAL FAX CENTER

DEC 4 - 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22312-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/585,382	FIRST NAMED APPLICANT Timothy G. Geiser	ATTY. DOCKET NO. 5010-234-01
INTERNATIONAL APPLICATION NO. PCT/US05/01031		
I.A. FILING DATE 01/12/2005	PRIORITY DATE 01/12/2004	

35411
KILYK & BOWERSOX, P.L.L.C.
3603 CHAIN BRIDGE ROAD
SUITE E
FAIRFAX, VA 22030

CONFIRMATION NO. 2864
371 FORMALITIES LETTER



Date Mailed: 11/28/2007

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Priority Document
- Copy of the International Application filed on 07/06/2006
- Copy of the International Search Report filed on 07/06/2006
- Information Disclosure Statements filed on 09/25/2006
- U.S. Basic National Fees filed on 07/06/2006
- Specification filed on 07/06/2006
- Claims filed on 07/06/2006
- Abstracts filed on 07/06/2006

RECEIVED

NOV 29 2007

KILYK & BOWERSOX, P.L.L.C.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.6)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebs>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TONI M HOOD

Telephone: (703) 308-9140 EXT 218

page 2 of 2

FORM PCT/DQ/EO/005 (271 FormBills Notice)